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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	10/784,358
Filing Date	February 23, 2004
First Named Inventor	Vilcauskas et al.
Art Unit	3622
Examiner Name	Bekerman, Michael
Attorney Docket Number	8096.0011

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US- 5,937,392	08/1999	Alberts	
		US- 5,948,061	09/1999	Merriman et al.	
		US- 6,011,537	01/2000	Slotznick	
		US- 6,248,964	06/2001	Dwek	
		US- 6,285,985	09/2001	Horstmann	
		US- 6,285,987	09/2001	Roth et al.	
		US- 6,389,458	05/2002	Shuster	
		US- 6,401,075	06/04/2002	Mason et al.	
		US- 6,466,967	10/15/2002	Landsman et al.	
		US- 6,516,311	02/2003	Yacoby et al.	
		US- 6,633,850	10/2003	Gabbard et al.	
		US- 6,763,379	07/2004	Shuster	
		US- 6,785,859	08/2004	Landsman et al.	
		US- 6,904,453	06/2005	Shuster	
		US- 6,907,566	06/2005	McElfresh et al.	
		US- 2001/0001863	05/2001	Shuster	
		US- 2001/0047297	11/2001	Wen	
		US- 2001/0054001	12/2001	Robinson	
		US- 2002/0023094	2/21/2002	Kohda et al.	
		US- 2002/0072972	06/2002	Lamont	
		US- 2002/0120666	08/2002	Landsman et al.	
		US- 2002/0169829	11/2002	Shuster	
		US- 2003/0048293	03/2003	Werkhoven	
		US- 2003/0028565	02/2003	Landsman et al.	
		US- 2005/0021612	01/2005	Shuster	
		US- 2005/0096983	05/2005	Werkhoven	
		US- 2005/0203996	09/2005	Shuster	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD- YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		JP 9-114781	05/02/1997	Sony Corp.	Abstract	
		GB 2 281 434	03/01/1995	Yamaha Corp.		
		KR 97-78058	12/12/1997			
		KR 2000-054099	09/05/2000	Shin		
		WO 96/30864	10/03/1996	Futurevision of American Corp.		
		WO 97/07656	03/1997	Barkat et al.		
		WO 02/061610	08/08/2002	Hamilton et al.		
		WO 03/050744	06/19/2003	Kolsy		
		WO 2004/107224	12/2004	Werkhoven		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		BAKER, "Hypertest Browsing in the Internet," UNIX Review, Vol. 12, No. 9, September 1994, pp. 21-26.	
		DEVONEY, "Using PCDOS, 1986, p. 340	
		SPRY, Aimos. Hlp Windows Help File, Ap. 3, 1995, Browsing with Mosaic, The SPRY Mosaic Console Gunn, Power in Pictures, Computer Shopper, Nov. 1994, Vol. 14, No. 11.	
		Michalski, Content in Context, RElease, 1.0, vol. 94, No. 9, Sep. 27, 1984, pp. 1-13.	
		McArthur, World Wide Web & HTNL, Dr. Dobb's Journal, Dec. 1994.	
		Davison, Coding with HTML Forms, Dr. Dobb's Journal, June 1995, pp. 70-75, 106-109.	
		Grobe, Michael, "HTML quick Reference," Oct. 11, 1995, Academic Computing Services, University of Kansas.	
		Sreenivasan, S., "The World Wide Wait: Don't Get Made Get fOff," The New York Times, Sep. 30, 1996, P. C5.	
		Kevin Kelly and Gary Wolf, et al, Push! Kiss your Browser goodbye: The radical future of media beyond the Web," Wired Magazine, Mar. 1997, pp. 12-23.	
		Bonny L Georgia, "Browsing without a Net", Internet Magazine, Dec. 1996, vol. 1, Issue 1.	
		Cathy Taylor, "Going Beyond the Banner", Jul. 08, 1996, pp. 36-41 (Brand week 1996).	
		Jane Hodges, "Marketers play Web games as serious biz", Mar. 11, 1996, (Advertising Age).	
		ISAO, Patent Abstracts of Japan, Vol. 95, No. 2, Mar 31, 1995 & 06314184 A.	
		Gunn, Power in Pictures, Computer Shopper, Nov. 1994, v. 14, n.11, p. 599- 600.	
		Ayre, Rick and Don Willmott, "See the Sites Beyond Browsing", Oct. 10, 1995, PC Magazine, pp. 151-201.	
		Pike, et al., Using Mosaic, 1994, p. 82-85, 222-223.	
		Newsbytes, Ziff Davis to Offer Advertising on Web Pages, pNEW03300020, Mar. 30, 1995.	
		Reaching Shoppers Beyond Retail, Computer Retail Week, v.5, N.99, P. 76(3), May 8, 1995.	
		Coleman, An Investigation into Integrating Hypertest and Messengers, Information Engineering, pp. 181-184, Jul. 3, 1995.	
		Abernathy, Create a Custom Newspaper, PC World, Vol. 13, No. 8, p. 66, Aug. 1995.	
		"Broadcasting an Array of Data: Turn your passive Website into a proactive service," Internet Magazine, Dec. 1996, vol. 1, Issue 1, p. 37.	
		Porn rodeo code taken from the Wayback Machine's archived version of Port Rodeo's October 13, 1999 website. Downloaded 8/02. 1 page.	
		Four screen shots of the Porn Rodeo Website and pop-up and/or pop under activity. All the time the screen shots were taken (8-23-02_ it was not possible to get the pop under feature to work properly and applicants do not admit that these screen shots show the claimed invention. Prepared 8-23-02, 4 pages.	
		http://www.harmonyridgemusic.com/falk/Mid/ , "Overview of Spam From Middleton", 9 Aug. 2006, pp. 1-9.	

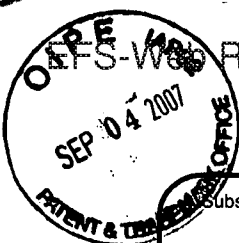
		Brunner, R.E. "tools of the Trade: Unicast: Good Things Come to Those Who Wait", Executive Summary, downloaded from www.unicast.com , 9 June 1998.	
		Kaplan, D. "Unicast Set to Launch Next Wave of Internet Advertising Multi-Platform 'Transitionals' May Represent an Alternative to Banners", Channel 7 - TurboAds.com, 27 July 1998.	
		Unicast Communications "AdController: Introduction", downloaded from www.unicast.com , 29 January 1999.	
		ExitExchange "Quick Tour", downloaded from www.exitexchange.com , 7 April 2000.	
		Exit Exchange "General Questions", downloaded from www.exitexchange.com , 8 April 2000.	
		Moylan, M.J. "New Pop-Under Web Advertising Earns Attention", Saint Paul Pioneer Press, 1 June 2001.	
		RadioHorizon "Byproduct of Collapsing Online Ad Market: Now You Can Buy the Entire Internet", downloaded from www.radiohorizon.com , 8 June 2001.	
		Olsen, S. "Online Ads Get in Your Face", CNET News.com, 13 June 2001.	
		Bartlett, M. "Pop-Under Web Advertising Increasingly Popular, Draws Ire", Newsbytes, 19 June 2001.	
		Tessler, J. "Marketers Grab Attention by Putting Web Ads into Motion", San Jose Mercury News, 25 June 2001.	
		Featherly, K. "How Annoying Can Online Ads Get?", Newsbytes, 6 July 2001.	
		Swett, C. "Internet Advertisers Turn to Pop-Under Windows to Generate Sales", Sacramento Bee, 2 August 2001.	
		Neuborne, E. "Irritating - and Effective: Desktop 'Pop-Unders' Allow for More complex Ads, and Healthy Response Rates", Business Week, p. EB6, 3 September 2001.	
		Advertisement Banners "About Us", downloaded from www.advertisementbanners.com , 4 June 2003.	
		Luna, C. "Internet Upstarts Savor Court Victory over Security Camera Ads", Los Angeles Times, 20 October 2003.	
		The Associated Press "Brothers Win 'Web Bully' Lawsuit", CBS News.com, 20 October 2003.	
		Chuang, T. and R. Srisavasdi "Bankruptcy of Wireless Camera Firm May Hurt California Brothers' Suit", The Orange County Register, 24 October 2003.	
		SpecificPOP "About SpecificPOP", downloaded from www.specificPOP.com , 2003.	
		FESTA, P. "GeoCitizens Bristle at Pop-Up Ads," CNET News, 18 December 1997.	
		KORNBLUM, J. "N.Y. Times Tries Pop-Up Ads", CNET News, 16 January 1988.	
		Creative Edge Internet Services "Welcome to Creative Edge Internet Services," downloaded from www.netbreak.com.a , 9 March 2000.	
		MCCLOSKEY, B "Rich Media down Under", Clickz Experts article, downloaded from www.clickz.com , 23 March 2000.	
		WEINTRAUB, J. "Trends Report - Internet Arbitrage: A Short History", downloaded from www.dmconfidential.com/blogs/category/Marketing/462 , 6 October 2006.	
		Specific Media, Inc. "About Us > Our Team> tim Vanderhook", downloaded from www.specificpop.com/bio_tim_vanderhook.php , 26 April 2007.	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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		Number - Kind Code ² (if known)			
		US- 5,027,400	6/25/1991	Baji et al.	
		US- 5,093,718	3/03/1992	Hoarty et al.	
		US- 5,105,184	04/14/1992	Pirani	
		US- 5,220,420	6/15/1993	Hoarty et al.	
		US- 5,305,195	4/19/1994	Murphy	
		US- 5,325,423	6/28/1994	Lewis	
		US- 5,327,554	7/05/1994	Palazzi III et al.	
		US- 5,347,632	9/13/1994	Filepp et al.	
		US- 5,572,643	11/05/1996	Judson	
		US- 5,890,172	3/30/1999	Borman et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD- YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		WO 97/40601	10/30/1997	Juno Online Services		
		WO 97/40514	10/30/1997	Juno Online Services		
		WO 97/40447	10/30/1997	Juno Online Services		

NON PATENT LITERATURE DOCUMENTS

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Examiner Signature	/Michael Bekerman/	Date Considered	01/18/2008
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